

Message Text

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ACTION IO-13

INFO OCT-01 NEA-10 ISO-00 CIAE-00 DODE-00 PM-04 H-02

INR-07 L-03 NSAE-00 NSC-05 PA-02 PRS-01 SP-02 SS-15

USIA-15 AF-08 ARA-10 EA-09 EUR-12 DHA-02 OIC-02

ACDA-10 /133 W

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FM USMISSION USUN NEW YORK

TO SECSTATE WASHDC 1384

INFO AMEMBASSY AMMAN

AMEMBASSY CAIRO

AMEMBASSY DAMASCUS

AMEMBASSY TEL AVIV

AMCONSUL JERUSALEM

UNCLAS SECTION 1 OF 2 USUN 5869

E.O. 11652: N/A

TAGS: PFOR, UNGA, EG, IS, JO, SY

SUBJECT: SPECIAL POLITICAL COMMITTEE ADOPTS FOUR RESOLUTION
ON ISRAELI PRACTICES IN OCCUPIED TERRITORIES

REF: (A) USUN 5817, (B) USUN 5820

1. SUMMARY: GA SPECIAL POLITICAL COMMITTEE DEC 2 ADOPTED
FOUR RESOLUTIONS UNDER ITEM 55 ON ISRAELI PRACTICES IN
OCCUPIED TERRITORIES. VOTE ON SETTLEMENTS RES (A/SPC/31/
L.9) WAS 102-3 (US)-4; ON GENEVA CONVENTION RES (L.10)
107 (US)-0-2 WITH ONE NON-PARTICIPATION; ON OMNIBUS RES
(L.11) 84-3 (US) -22 WITH ONE NON-PARTICIPATION; AND ON
QUENEITRA RES (L.12) 81-2-26 (US) WITH ONE NON-PARTICIPATION.
:9..85533 28)),3XT MEET DEC 6 TO BEGIN LAST AGENDA ITEM-
PEACEKEEPING. END SUMMARY.

2. AT DEC 2 SPC MEETING ON ISRAELI PRACTICES IN OCCUPIED
TERRITORIES CUBA FIRST INTRODUCED DRAFT RES ON QUNEITRA
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ON BEHALF OF ITSELF AND AFGHANISTAN, BANGLADESH, GAMBIA,

GUINEA, INDIA, PAKISTAN AND UGANDA. IN DOING SO HE AMENDED TEXT CONTAINED IN A/SPC/31/L.12 BY DELETING THIRD PREAMBULAR PARA, SENSE OF WHICH HE SAID WAS ALREADY REFLECTED IN PRECEDING PARA.

3. ISRAEL (DORON) APPEALED TO DELS NOT TO SUPPORT QUNEITRA RES, WHICH HE SAID, EVEN WITH REVISION, SEVERLY DISTORTED FACTS OF SITUATION, SYRIA (ALLAF) COUNTERED WITH REPETITIOUS CHARGES OF ISRAELI MISDEEDS, IN QUNEITRA, TO WHICH ISRAEL REPLIED WITH COMPLAINT ABOUT INTEMPERATE TERMS OF SYRIAN STATEMENT AND TOTAL REJECTION OF CHARGES.

4. CHAIRMAN NOTED THAT COMOROS HAD BECOME SPONSOR OF ALL FOUR DRAFT RESOLUTIONS AND GDR WAS ADDITIONAL SPONSOR OF L.12. BEFORE VOTE, EXPLANATION OF VOTE WERE MADE BY CANADA, SWEDEN, COLOMBIA, COSTA RICA AND JAPAN.

5. CANADA STATED THAT IT UNEQUIVOCALLY SUPPORTS RIGHT OF ISRAEL TO EXIST IN PEACE, WHICH IS RECOGNIZED IN SC RES 242. IT NOTED THAT RES 242 ALSO CALLS FOR ISRAELI WITHDRAWAL AND NEGOTIATION OF SECURE AND RECOGNIZED BOUNDARIES. CANADA HAD VOTED AGAINST PALESTINE RES IN PLENARY A FEW DAYS AGO BECAUSE IT UNDERMINES FRAMEWORK NEGOTIATIONS IN RES 242. FOR PRECISELY SAME REASONS IT WOULD VOTE FOR SETTLEMENTS RES IN L.9. ESTABLISHMENT OF SETTLEMENTS, CANADA BELIEVED, WAS QUESTION OF ONE SIDE TRYING TO PREDETERMINE OUTCOME OF NEGOTIATIONS AND ALSO CALLED INTO QUESTION ISRAELI INTENTIONS.

6. SWEDEN SAID IT WOULD NOT FOR GENEVA CONVENTION RES IN L.10 ON UNDERSTANDING THAT OPERATIVE PARAS 1, 3 AND 4 REFERRED ONLY TO TERRITORIES OCCUPIED BY ISRAEL SINCE 1967, AS WAS CLEAR IN OPERATIVE PARA 2. COLOMBIA EXPLAINED THAT IT WOULD VOTE FOR L.10 BECAUSE IT DID NOT CONSIDER VALID ISRAEL'S REASONS FOR HOLDING THAT GENEVA CONVENTION NOT APPLICABLE TO OCCUPIED TERRITORIES. IT WOULD ABSTAIN ON L.9, L.11 AND L.12 BECAUSE IT BE-

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LIEVED THAT AS LONG AS ISRAEL OCCUPIED BY FORCE LAND THAT DID NOT BELONG TO IT, ISRAEL COULD NOT BE ABSOLVED OF RESPONSIBILITY FOR CONTINUATION OF WAR. AT SAME TIME, OTHER STATES IN AREA ALSO HAD RESPONSIBILITY FOR SITUATION. A FURTHER REASON FOR ABSTAINING ON L.12 WAS HIS DEL'S VIEW THAT THIS RES INVOLVED A JUDICIAL DECISION NOT WITHIN COMPETENCE OF GA.

7. COSTA RICA ANNOUNCED IT WOULD ABSTAIN ON L.9, L.11 AND L.12 AND VOTE FOR L.10. IT THOUGHT DRAFT RESOLUTIONS DID NOTHING POSITIVE TO BRING ABOUT PEACE BUT WERE, INSTEAD, OBSTACLE. ONE PART OF PROBLEM COULD NOT BE SETTLED SEPARATELY, HE SAID URGING OVERALL SOLUTION. HE NOTED HIS COUNTRY'S SUPPORT FOR ISRAEL'S CAUSE BUT SAID IT ALSO DID NOT FORGET ANOTHER PEOPLE WORTHY OF COMPASSION. ON L.9 COSTA RICA DID NOT BELIEVE THERE WAS DECISIVE EVIDENCE TO BACK ASSUMPTION IN RES THAT ISRAEL HAD ACTED TO MODIFY GEOGRAPHIC NATURE OF DEMOGRAPHIC COMPOSITION OF OCCUPIED TERRITORIES OF LEGAL STATUS OF JERUSALEM. IT COULD NOT, THEREFORE, SUPPORT THIS RES. IT WOULD VOTE FOR L.10 BUT DID NOT FIND PROOF THAT ISRAEL DID NOT APPLY STANDARDS OF GENEVA CONVENTION. IT THOUGHT L.11 CONTRADICTED L.9 AND L.10 AND THAT SPECIAL COMMITTEE HAD IMPROPERLY ACTED AS TRIBUNAL. REPORT DID NOT PROVE ALLEGATIONS IN L.11 AND L.12 AND HE WOULD, THEREFORE, ABSTAIN.

8. JAPAN THOUGHT ISRAEL SHOULD WITHDRAW FROM OCCUPIED TERRITORIES AND SHOULD APPLY GENEVA CONVENTION IN THOSE TERRITORIES. IT WOULD THEREFORE VOTE FOR L.9 AND L.10 IT WOULD ABSTAIN ON L.11 SINCE IT DID NOT AGREE WITH OBSERVATIONS IN ALL OF ITS PROVISIONS.

9. ROLL-CALL VOTES WERE TAKEN ON ALL FOUR RESOLUTIONS, WITH THE FOLLOWING RESULTS: (A) L.9 ADOPTED 102-3 (US 84-3), NICARAGUA-4(COLOMBIA, COSTA RICA, LIBERIA, MALAWI); (B) L.10 ADOPTED 107 (US)-0-2(ISRAEL, NICARAGUA) WITH NOT PARTICIPATING; (C) L.11 ADOPTED 84-3 (US, ISRAEL, NICARAGUA)-22 (MOST WEOS, COLOMBIA, COSTA RICA, JAPAN, LIBERIA, MALAWI, URUGUAY, VENEZUELA) WITH CHILE NOT PARTICIPATING; (D) L.12 ADOPTED 81-2 (ISRAEL, UNCLASSIFIED

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NICARAGUA)-26 (SAME AS L.11 PLUS US, ECUADOR, FINLAND (PORTUGAL) WITH CHILE NOT PARTICIPATING. (VOTING LISTS POUCHED IO/UNP-PECK).

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CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05

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10. FOLLOWING VOTE, EXPLANATION OF VOTE WAS MADE BY NETHERLANDS ON BEHALF OF EC-9. QUARLES VAN UFFORD SAID NINE HAD SUPPORTED L.9 BECAUSE IN ESSENCE IT CONFORMED TO NOV 11 CONSENSUS STATEMENT OF SC AND WAS IN LINE WITH VIEWS ALREADY EXPRESSED BY EC COUNTRIES. AT SAME TIME, HE QUESTIONED NECESSITY OF REPEATING IN SPC CONSENSUS ALREADY REACHED IN SC. NINE HAD VOTED FOR L.10, AS THEY HAD ON IDENTICAL RES LAST YEAR, TO EXPRESS AGAIN VIEW THAT FOURTH GENEVA CONVENTION IS APPLICABLE TO OCCUPIED TERRITORIES. HE NOTED THEIR VIEW THAT REFERENCE TO JERUSALEM APPLIED ONLY TO SITUATION RESULTING FROM 1967 CONFLICT. ABSTENTION OF NINE ON L.11 RESULTED FROM RESERVATIONS IN PARTICULAR ON RES 2443 BY WHICH SPECIAL COMMITTEE WAS ESTABLISHED, HE EXPLAINED. RE L.12, HE POINTED OUT NINE HAD ALREADY EXPRESSED CONCERN ABOUT DESTRUCTION OF QUNEITRA BUT HAD RESERVATIONS ABOUT SOME OF LANGUAGE AND JUDGEMENTS IN DRAFT RES. ONE OF THESE RELATED TO COMPENSATION PROVISION, WHICH THEY THOUGHT WAS MATTER FOR JUDICIAL OR UNCLASSIFIED

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ARBITRAL BODY, NOT GA. RESERVATIONS ON RES 2443 ALSO APPLIED TO L.12.

11. FINLAND SAID IT HAD NOTED FOR L.11 DESPITE RESERVATIONS ABOUT SOME OF ITS PROVISIONS. IT HAD WISHED TO REFLECT CONCERN OVER LIVING CONDITIONS OF INHA-

BITANTS OF OCCUPIED TERRITORIES, CONCERN FOR HUMAN RIGHTS, AND OPPOSITION TO CHANGES IN STRUCTURE AND STATUS OF OCCUPIED TERRITORIES. IT ALSO REGRETTED ISRAEL'S REFUSAL TO ADMIT THE SPECIAL COMMITTEE TO THE TERRITORIES. CHILE SUPPORTED PEACE EFFORTS AIMED AT RETURNING ALL OCCUPIED TERRITORIES, RECOGNIZING PALESTINIAN RIGHTS, AND ASSURING RIGHTS OF ALL STATES IN AREA TO INDEPENDENCE AND TERRITORIAL INTEGRITY. IT HAD THEREFORE VOTED FOR L.9 AND L.10. IT THOUGHT L.11 AND L.12, HOWEVER, DID NOT MAKE A CONTRIBUTION TO CAUSE OF PEACE AND REFLECTED VIEWS INCOMPATIBLE WITH PURPOSES AND PRINCIPLES OF CHARTER AND HAD NOT, THEREFORE, PARTICIPATED IN VOTE ON THESE RESOLUTIONS. MALTA ANNOUNCED IT WOULD HAVE NOTED FOR L.9 HAD IT BEEN PRESENT. US (SHERER) GAVE AGREED VOTE EXPLANATION, EMPHASIZING OPPOSITION TO PROVISION IN L.9 CALLING ON IRAEL TO RESCIND MEASURES IN ALL OF OCCUPIED TERRITORIES AND TO TACTIC OF USING SC CONSENSUS AS BAISI FOR THIS RES. WHICH HAD BEEN PROSENTED IN DIFFERENT CONTECT (FULL TEXT SEPTTEL).

12. CHAIRMAN ANNOUNCED SPC WOULD NEXT MEET MORNING OF DEC 6, AT WHICH TIME IT WOULD TAKE UP ITEM 54 - PEACEKEEPING.
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